IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.760 of 2007

M/s. Suzlon Enerzy Ltd. Applicant
Vs.
The State of Maharashtra Respondent

Mr.Mukesh Pabari for applicant.
Mr.A.S.Shitole, APP for State.

CORAM: B.H.MARLAPALLE, J.

September 5, 2007.

P.C.

. Heard Mr.Mukesh Pabari, the learned counsel for the applicant - company and the company has impugned the order dated 25/1/2007. The application submitted for return of property was just taken on file and it was kept open for consideration subsequently while deciding the main case i.e. Case No. 105/PW/05. Mr.Shitole, the learned APP has pointed out that the case arising from C.R.No. 29 of 2005 came to be registered as Case No.105/PW/2005 and the said case has been finally decided by the learned Metropolitan Magistrate, 16th Court, Ballard Pier, Mumbai as per his judgment and order dated 27/2/2007. The accused have been acquitted and in view of the pendency of Notice No.42/N.05, enquiry has been directed about the muddemal articles for disposal.

It is, therefore, claimed that this application has become infructuous and the applicant will have to take out appropriate proceedings in the pending notice.

. The application is, therefore, disposed as infructuous with liberty as is available in law.

(B.H.MARL